<u>Forest Land-Raigad</u>
Diversion of 10.4160 ha Restored Private Forest for construction of Kaliwali Dhariwali Minor Irrigation Scheme in favour of Executive Engineer, Hetaware Medium Project Division in Raigad District in the State of Maharashtra.

Government of Maharashtra
Revenue and Forest Department
Government Order No.FLD-1310/C.R.533/F-10
Mantralaya, Mumbai 400032.
Date:- 27.07.2023.

Reference:-

1) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/II/I.D 11181/(1)/2085/09-10, dt.10.02.2010.
2) Government of Maharashtra, Letter No. FLD-1310/CR-533/F-10, dt. 13.09.2013.
3) Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Bhopal Letter No.6-MHS 065/2013-BHO/1527, dt. 02.09.2014.
4) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/II/ID-11181/(01)/265/2019-20, dt.23.05.2019.
   Letter No. Desk-17/NC/II/ID-11181/(01)/695/2019-20, dt.28.10.2020.
   Letter No. Desk-17/NC/II/ID-11181/(01)/199/2021-22, dt.07.05.2021.
   Letter No. Desk-17/NC/II/ID-11181/(01)/196/2021-22, dt.25.04.2022.
5) Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No.6-MHS 065/2013-BHO/9898, dt. 17.06.2022.
6) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/ Thane/ID-11181/(01)/16/2022-23, dt.03.04.2023.

Order:-

Whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide letter under reference No.1 has submitted a proposal for diversion of 10.4160 ha Restored Private Forest for construction of Kaliwali Dhariwali Minor Irrigation Scheme, Tal. Poladpur, District-Raigad;

AND whereas, the State Government vide letter under reference No.2 has submitted proposal to Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Bhopal;

AND whereas, the Government of India after due consideration, vide letter under reference No.3, accorded ‘In-principle’ approval to divert the 10.4160 ha. Forest Land for the above project under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letters under reference No.4 has submitted compliance of those conditions to the Government of India;

AND whereas, the Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur, vide under reference no. 5 accorded ‘Final approval’ to divert the of 10.4160 ha Restored Private Forest land in favour of Executive Engineer, Hetaware Medium Project Division in Raigad District for construction of Kaliwali Dhariwali Minor Irrigation Scheme, Tal. Poladpur, District-Raigad under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.6 has requested State Government to issue diversion order in the matter;

NOW, therefore, Government of Maharashtra hereby directs that the area of 10.4160 ha consisting of Restored Private Forest Land more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule given below, be diverted to the User Agency, i.e. Executive Engineer, Hetaware Medium Project Division in Raigad District for construction of Kaliwali Dhariwali Minor Irrigation Scheme, Tal. Poladpur, District-Raigad.

The diversion shall be effected subject to the terms and conditions mentioned in the letter dated 02.09.2014 of Regional Office, MoEF&CC, Bhopal and dated 17.06.2022 of Regional Office, MoEF&CC, Nagpur. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. User Agency shall compensate the Private land owners of Restored Private Forest Land, as per prevalent Acts and Rules in this regard.

2. The User Agency shall comply with all the conditions stipulated in the ‘in-principle’ and ‘final approval’ letters of Regional Office, MoEF&CC, Nagpur, referred above. The Conservator of Forests (T), Thane shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.

3. Non-compliance of any of the conditions mentioned in Regional Office, MoEF&CC letters dated 02.09.2014 and dated 17.06.2022, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.

4. In case of non-compliance of any of the above conditions, the Conservator of Forests (T), Thane shall report through the State Government to the Regional Officer (Central), Ministry of Environment, Forests & Climate Change, Government of India, Nagpur as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980 .

SCHEDULE

Location / Village	Taluka	District	Survey No /Gut No.	Legal Status	Area (Ha.)
Agryacha Kond	Poladpur	Raigad	84/1, 84/2A, 84/2B, 84/3A, 84/3B, 84/4, 84/5A, 84/5B, 84/6, 84/10, 84/12, 84/13, 84/15	Restored Private Forest	**10.4160**
Dharivali			14/10		
Haware			18/D		
Sawad			302/A, 314, 315, 325, 326, 320		
Total Forest land (in ha.)					**10.4160**

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202307271315405119 This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

GANESH TUKARAM JADHAO

Digitally signed by GANESH TUKARAM JADHAO
DN: c=IN, o=GOVERNMENT OF MAHARASHTRA, ou=REVENUE AND FOREST DEPARTMENT, postalCode=400032, st=Maharashtra, 2.5.4.20=0078f58512d3ac01315bbbfa4b473ed7729dd2d31644106e2966ab9ee6e92d7d, pseudonym=9511E397949CD516110AD2C5719C064356E8E6EF, serialNumber=6FEEDE606678D569A76B842319BD1C2969AA85BBA5CDCCEE147249F17965E8BB, cn=GANESH TUKARAM JADHAO
Date: 2023.07.27 13:17:26 +05'30'

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
3. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur.
5. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
7. Collector, Raigad.
8. Chief Executive Officer, Zilha Parishad, Raigad.
9. Conservator of Forests (T), Thane.
10. Deputy Conservator of Forests, Roha.
11. Executive Engineer, Hetaware Medium Project Division, Kamarli-Pen, Raigad.
12. Select File F-10.

I. Collector- Raigad and Chief Executive Officer, Zilha Parishad, Raigad are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government

and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. Executive Engineer, Hetaware Medium Project Division, Kamarli-Pen, Raigad is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Conservator of Forests (T), Thane, Deputy Conservator of Forests, Roha.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.